

**IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

MICHAEL DURTHALER,

Plaintiff,

v.

TATE & KIRLIN ASSOCIATES, INC.,

Defendant,

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Case No.: 2:11-cv-00188

**NOTICE OF SETTLEMENT**

NOW COMES the Plaintiff, Michael Durthaler, by and through the undersigned counsel and hereby informs the court that a settlement of the present matter has been reached and is in the process of finalizing settlement, which Plaintiff anticipates will be finalized within the next 30 days.

Plaintiff therefore requests that this honorable Court vacate all dates currently set on calendar for the present matter.

RESPECTFULLY SUBMITTED,

By: /s/ Peter Cozmyk

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 17, 2011, I electronically filed the foregoing Notice of Settlement with the Clerk of the Court by using the CM/ECF System. A copy of said Notice was mailed to Penny Shemtob, Esq., Attorney for Defendant at the address listed below via the USPS.

Penny Shemtob, Esq.  
Litigation Counsel  
Cavalry Portfolio Services, LLC  
500 Summit Lake Drive  
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Valhalla, New York 10595  
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/s/ Peter Cozmyk  
Peter Cozmyk  
Attorney for Plaintiff